

Executive Order

Tuesday
November 28, 1995

Part XLIII

Small Business Administration

Semiannual Regulatory Agenda

SMALL BUSINESS ADMINISTRATION (SBA)**SMALL BUSINESS ADMINISTRATION****13 CFR Ch. I****Improving Government Regulations;
Semiannual Agenda****AGENCY:** Small Business Administration.**ACTION:** Publication of the semiannual agenda of regulations under review or development by the Small Business Administration (SBA).

SUMMARY: This is SBA's 33rd semiannual agenda of regulations. Although SBA is not a regulatory agency, it has attempted to draft agendas that met both the criteria and the spirit of the regulatory review process. This agenda is published pursuant to Executive Order 12866, the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, and Public Law 96-354, effective January 1, 1981.

FOR FURTHER INFORMATION CONTACT: For further information on agenda items, SBA encourages the public to contact the individual agency official listed for the particular item.

For information concerning SBA's overall Regulatory Review and Development Program or general semiannual agenda questions, contact

Martin D. Teckler, Deputy General Counsel, U.S. Small Business Administration, 409 Third Street SW., Washington, DC 20416, (202) 205-6642.

SUPPLEMENTARY INFORMATION: This SBA agenda highlights the agency's ambitious program to streamline its present and prospective regulatory activity. In response to President Clinton's regulatory review initiative, SBA completed a page-by-page, line-by-line review of all its existing regulations to determine which should be revised or eliminated. As a result, SBA proposes to reduce the overall length of its regulations by over 50 percent while making them more effective, consistent, and understandable.

The SBA agenda contains many regulations that are limited in public impact, but they are included to increase public knowledge of all SBA regulatory activities and allow for increased public participation in the review and development process. Public comments on SBA's previous agendas have been general, and all were positive. They were not directed at specific content nor were any changes suggested or recommended.

The SBA agenda format has three parts. Part I, Proposed Rules, includes rulemakings that will be proposed

during the 12-month period covered by the agenda. Part II, Final Rules, includes proposed rules that will be finalized during the period covered by the agenda. Part III, Completed Actions, includes regulations completed or withdrawn and reviews completed since the preceding agenda. This edition of the Unified Agenda of Federal Regulations includes The Regulatory Plan, which appears in Part II of this issue of the Federal Register. The SBA's Statement of Regulatory Priorities is included in Part II.

Publication of the agenda does not impose any binding obligation on SBA with regard to any specific item in the agenda. Additional regulatory action not listed on the agenda is not precluded.

The SBA's regulations will be developed in a manner that promotes growth in the economy while imposing no unnecessary regulatory burdens on the public. The SBA's regulatory streamlining initiative promotes this goal by improving the Agency's ability to provide services quickly and at minimum cost to its small business customers.

Dated: September 25, 1995.
Philip Lader,
Administrator.

Proposed Rule Stage

| Sequence Number | Title | Regulation Identifier Number |
|-----------------|--|------------------------------|
| 4167 | Nondiscrimination in Federally Assisted Programs | 3245-AB36 |
| 4168 | Nondiscrimination in Financial Assistance Programs | 3245-AB37 |
| 4169 | Amendments to Administration Regulations (Reg Plan Seq. No. 146) | 3245-AC20 |
| 4170 | Minority Small Business and Capital Ownership Development Program; Eligibility and Contractual Assistance | 3245-AC30 |
| 4171 | Small Business Size Regulations | 3245-AC31 |
| 4172 | Surety Bond Guarantee; Regulations | 3245-AC60 |
| 4173 | Small Business Size Standards; Adjustment and Collection Agencies | 3245-AC64 |
| 4174 | Small Business Size Standards; Health Care Services Industries | 3245-AC68 |
| 4175 | Veterans' Program | 3245-AC95 |
| 4176 | Supplemental Standards of Ethical Conduct for Employees of the Small Business Administration | 3245-AC96 |
| 4177 | Women-Owned Business Definition and Protest and Appeal Process | 3245-AC98 |
| 4178 | Small Business Size Standards; Establishment of Size Standards | 3245-AD07 |
| 4179 | Surety Bond Guarantee; Multiyear Guaranty Authority | 3245-AD15 |
| 4180 | Business Loan Policy; Care and Preservation of Collateral (CPCs) | 3245-AD21 |
| 4181 | Small Business Investment Company Leverage | 3245-AD29 |
| 4182 | Business Loans—Alter Ego; Development Companies—Alter Ego | 3245-AD31 |
| 4183 | Export Working Capital Program | 3245-AD43 |
| 4184 | Business Loans: Microloans | 3245-AD48 |
| 4185 | Loans to State and Local Development Companies; Section 504 Loans Program Amendments | 3245-AD60 |
| 4186 | Small Business Size Standards; Conference Planners | 3245-AD63 |
| 4187 | Elimination of Parts 106, 109, 110, 111, 128, 129, 144 of Chapter 1 of Title 13, and Part 2209 of Title 48 of CFR .. | 3245-AD65 |
| 4188 | Freedom of Information and Privacy Act of 1974 | 3245-AD66 |
| 4189 | Policies of General Application/Standards for Conducting Business with SBA | 3245-AD67 |

SBA

Proposed Rule Stage (Continued)

| Sequence Number | Title | Regulation Identifier Number |
|-----------------|--|------------------------------|
| 4190 | Nondiscrimination by Recipients of SBA Assistance and SBA | 3245-AD68 |
| 4191 | Small Business Size Standards | 3245-AD69 |
| 4192 | Minority Enterprise Development/Small Disadvantaged Business | 3245-AD70 |
| 4193 | Disaster - Physical Disaster and Economic Injury Loans | 3245-AD71 |
| 4194 | Policies of General Application/Administrative Tort Claims | 3245-AD72 |
| 4195 | Debt Collection | 3245-AD73 |
| 4196 | Surety Bond Guarantee | 3245-AD74 |
| 4197 | Business Loans (Reg Plan Seq. No. 147) | 3245-AD75 |
| 4198 | Small Business Investment Companies | 3245-AD76 |
| 4199 | Standards of Conduct and Other Employee Responsibilities | 3245-AD77 |
| 4200 | Government Contracting Assistance | 3245-AD78 |
| 4201 | Rules of Procedure Governing Cases Before the Office of Hearings and Appeals | 3245-AD79 |
| 4202 | Program Fraud Civil Remedies Act Regulations | 3245-AD80 |

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

Final Rule Stage

| Sequence Number | Title | Regulation Identifier Number |
|-----------------|---|------------------------------|
| 4203 | Certificate of Competency | 3245-AA74 |
| 4204 | Business Loans | 3245-AB99 |
| 4205 | Small Business Size Standards; Advertising Services Industries | 3245-AC78 |
| 4206 | Small Business Size Regulation | 3245-AC87 |
| 4207 | Amendments to the Amount of Flood Insurance Coverage Required of Recipients of Certain SBA Assistance | 3245-AD28 |
| 4208 | Small Business Size Standards (Ostensible Subcontractor Rule) | 3245-AD45 |
| 4209 | Prepayment of Certain Debentures | 3245-AD51 |
| 4210 | Loans to State and Local Development Companies; Computer-Generated Facsimiles of SBA Forms | 3245-AD52 |
| 4211 | Small Business Size Regulations; Nonmanufacturer Rule | 3245-AD57 |
| 4212 | Physical Disaster and Economic Injury Loan (Agriculture) | 3245-AD59 |

Long-Term Actions

| Sequence Number | Title | Regulation Identifier Number |
|-----------------|---|------------------------------|
| 4213 | Loans to State and Local Development Companies; Section 502 Loan Program | 3245-AB35 |
| 4214 | User Fees for SBA Programs | 3245-AB44 |
| 4215 | Small Business Size Standards for Natural Gas Distribution | 3245-AB94 |
| 4216 | Regulations for the Implementation of New 301(d) SBIC Funding Authority and Terms Contained in Public Law 101-162 | 3245-AC09 |
| 4217 | Business Loans Policy; SBA Guaranty | 3245-AD22 |
| 4218 | Loans to State and Local Development Companies; Premier Certified Lenders Program | 3245-AD54 |
| 4219 | Policies of General Application | 3245-AD61 |

Completed Actions

| Sequence Number | Title | Regulation Identifier Number |
|-----------------|--|------------------------------|
| 4220 | Small Business Development Centers | 3245-AB17 |
| 4221 | Small Business Size Standards; Computer Services Industries | 3245-AC11 |
| 4222 | Small Business Size Standards; Combination Electric and Gas and Other Utility Services | 3245-AC57 |
| 4223 | Loans to State and Local Development Companies; Accredited Lenders Program for Certified Development Companies | 3245-AD16 |
| 4224 | Small Business Size Standards; Equipment Rental and Leasing | 3245-AD26 |

SBA**Completed Actions (Continued)**

| Sequence Number | Title | Regulation Identifier Number |
|-----------------|---|------------------------------|
| 4225 | Disaster Waiver of Judgment Lien Restriction | 3245-AD36 |
| 4226 | Small Business Size Standards; Simplification | 3245-AD38 |
| 4227 | Amendment to Grants Management Common Rule | 3245-AD41 |
| 4228 | Nonprocurement Debarment and Suspension Common Rule | 3245-AD46 |
| 4229 | Business Loan Policy and Business Loans Facsimiles of SBA Forms | 3245-AD49 |
| 4230 | Small-Business Investment Companies Accounting and Financial Reporting Standards | 3245-AD50 |
| 4231 | Small-Business Size Standards; Handicapped Workshop Participation in Small Business Set-Aside Contracts | 3245-AD53 |
| 4232 | Business Loans; Microloans; Two-State Rule | 3245-AD55 |
| 4233 | Policies of General Application | 3245-AD58 |

SMALL BUSINESS ADMINISTRATION (SBA)**Proposed Rule Stage****4167. NONDISCRIMINATION IN
FEDERALLY ASSISTED PROGRAMS****Priority:** Other**Legal Authority:** 15 USC 634(b)(6); 42 USC 2000d-1**CFR Citation:** 13 CFR 112**Legal Deadline:** None

Abstract: Technical amendment to SBA's current regulation to clarify that if recipients of assistance under any of SBA's programs are found to have discriminated, SBA is authorized to take certain actions such as withholding further assistance.

Timetable:

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 12/00/95 | |

Small Entities Affected: Businesses, Organizations**Government Levels Affected:** Federal

Agency Contact: Brenda J. Smith, Acting Assistant Administrator for, Equal Employment Opportunity & Compliance, Small Business Administration, 409 Third Street SW., 4th Floor, Washington, DC 20416
Phone: 202 205-6750

RIN: 3245-AB36**4168. NONDISCRIMINATION IN
FINANCIAL ASSISTANCE PROGRAMS****Priority:** Other

Legal Authority: 15 USC 634(b)(6); PL 85-536; 15 USC 633; 15 USC 634; 15 USC 687; 15 USC 1691; 20 USC 1681 et seq; 29 USC 794

CFR Citation: 13 CFR 113**Legal Deadline:** None

Abstract: Technical amendment to SBA's current regulation to clarify that if a beneficiary of one of SBA's financial assistance programs is found to have discriminated, SBA is authorized to take certain actions such as withholding further assistance or accelerating a loan.

Timetable:

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 12/00/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal

Agency Contact: Brenda J. Smith, Acting Assistant Administrator for, Equal Employment Opportunity & Compliance, Small Business Administration, 409 Third Street SW., 4th Floor, Washington, DC 20416
Phone: 202 205-6750

RIN: 3245-AB37**4169. AMENDMENTS TO
ADMINISTRATION REGULATIONS**

Regulatory Plan: This entry is Seq. No. 146 in Part II of this issue of the Federal Register.

RIN: 3245-AC20**4170. MINORITY SMALL BUSINESS
AND CAPITAL OWNERSHIP
DEVELOPMENT PROGRAM;
ELIGIBILITY AND CONTRACTUAL
ASSISTANCE****Priority:** Other Significant

Legal Authority: 15 USC 634(b)(6); 15 USC 636(j); 15 USC 637(a); 15 USC

637(d); PL 99-661, sec 1207; PL 100-656; PL 101-37; PL 101-574

CFR Citation: 13 CFR 124**Legal Deadline:** None

Abstract: This rule is an amendment to the program regulations governing appeals of denials of program admission, graduation, and termination actions, and denials of requests for waiver of the requirement that, subject to certain conditions, an 8(a) contract must be performed by the contractor to which it was awarded.

Timetable:

| Action | Date | FR Cite |
|--------------|----------|---------|
| NPRM | 10/00/95 | |
| Final Action | 12/00/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Herbert L. Mitchell, Associate Administrator for Minority Small Business and Capital Ownership Development, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6410

RIN: 3245-AC30**4171. SMALL BUSINESS SIZE
REGULATIONS****Priority:** Substantive, Nonsignificant

Legal Authority: 15 USC 634(b)(6); PL 100-590

SBA

Proposed Rule Stage

CFR Citation: 13 CFR 121**Legal Deadline:** None**Abstract:** This rule contains revisions to the size regulations to address employee leasing arrangements, altering the jurisdiction of OHA, and other miscellaneous changes.**Timetable:**

| Action | Date | FR Cite |
|-------------------------|----------|---------|
| NPRM | 10/00/95 | |
| NPRM Comment Period End | 11/00/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Agency Contact:** Catherine Thomas, Program Manager, Size Determination Program, Office of Procurement Policy and Liaison, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6460**RIN:** 3245-AC31**4172. SURETY BOND GUARANTEE; REGULATIONS****Priority:** Economically Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 15 USC 687b; 15 USC 694a; 15 USC 694b; 5 USC app 1; PL 100-590**CFR Citation:** 13 CFR 115**Legal Deadline:** None**Abstract:** The entire program regulations will be revised and reorganized to include substantive policy and procedural modifications which will be implemented. This revision is intended to eliminate inconsistencies, clarify procedures, reflect program experience and industry changes, and result in more efficient program operation. Planned regulatory changes include regulations pertaining to both the prior approval and preferred programs, fees, and premiums and claims for losses.**Timetable:**

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 10/00/95 | |
| Final Action Effective | 12/00/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Additional Information:** RIN 3245-AC97 has been merged into this entry.**Agency Contact:** Dorothy D. Kleeschulte, Assistant Administrator for Surety Guarantees, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6540**RIN:** 3245-AC60**4173. SMALL BUSINESS SIZE STANDARDS; ADJUSTMENT AND COLLECTION AGENCIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 15 USC 632(a); 15 USC 634(b)(6); 15 USC 644(a); PL 100-656**CFR Citation:** 13 CFR 121**Legal Deadline:** None**Abstract:** Proposal to revise the size standard for the Adjustment and Collection Agencies. The current size standard is \$5 million in gross receipts. The proposal will also address the issue of receipts calculated on a net income or gross income basis.**Timetable:**

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 05/00/96 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Gary M. Jackson, Assistant Administrator for Size Standards, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6618**RIN:** 3245-AC64**4174. SMALL BUSINESS SIZE STANDARDS; HEALTH CARE SERVICES INDUSTRIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 15 USC 632(a); 15 USC 634(b)(6); 15 USC 644(a); PL 100-656**CFR Citation:** 13 CFR 121**Legal Deadline:** None**Abstract:** Proposal to revise some or all of the 11 size standards within the

health care services industries. The current size standard of \$5 million in average annual receipts applies to each health care industry.

Timetable:

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 03/00/96 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Agency Contact:** Gary M. Jackson, Assistant Administrator for Size Standards, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6618**RIN:** 3245-AC68**4175. VETERANS' PROGRAM****Priority:** Other Significant**Legal Authority:** PL 93-237; 15 USC 634(b)(6)**CFR Citation:** 13 CFR 116.2; 13 CFR 116.3**Legal Deadline:** None**Abstract:** PL 93-237 requires that SBA provide special consideration to veterans, their survivors or dependents in the administration of Agency programs. This rule will amend the current definition of veteran and special consideration.**Timetable:**

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 10/00/95 | |
| Final Action Effective | 12/00/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Agency Contact:** Leon Bechet, Director, Office of Veterans Affairs, Small Business Administration, 409 Third Street SW., 6th Floor, Washington, DC 20416
Phone: 202 205-6773**RIN:** 3245-AC95**4176. SUPPLEMENTAL STANDARDS OF ETHICAL CONDUCT FOR EMPLOYEES OF THE SMALL BUSINESS ADMINISTRATION****Priority:** Other Significant**Legal Authority:** 15 USC 684; 15 USC 637(a)(18); 15 USC 637(a)(19); EO 12674**CFR Citation:** 5 CFR ch XLIV**Legal Deadline:** None

SBA

Proposed Rule Stage

Abstract: The Small Business Administration and the Office of Government Ethics are jointly issuing this proposed rule which is designed to establish uniform standards of ethical conduct for the officers and employees of the SBA. This proposed rule will be published at 5 CFR ch XLIV and will supplement the Standards of Ethical Conduct for Employees of the Executive Branch issued by the Office of Government Ethics (57 FR 35006; Aug. 7, 1992). This proposed rule is necessary to supplement the standards issued by OGE because it addresses ethical issues which are unique to SBA.

Timetable:

| Action | Date | FR Cite |
|--------------|----------|---------|
| NPRM | 10/00/95 | |
| Final Action | 12/00/95 | |

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Robinson S. Nunn, Chief Counsel for Ethics, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416
Phone: 202 205-6645

RIN: 3245-AC96

4177. WOMEN-OWNED BUSINESS DEFINITION AND PROTEST AND APPEAL PROCESS

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 631; 15 USC 632(a); 15 USC 634(b)(6); 15 USC 656; EO 12138

CFR Citation: 13 CFR 126

Legal Deadline: None

Abstract: Executive Order 12138 created a national women's business enterprise policy and prescribed arrangements for developing, coordinating, and implementing a national program for women's business enterprise. This EO states that each department and agency of the executive branch "shall take appropriate action to facilitate, preserve, and strengthen" women-owned businesses. SBA is proposing these regulations to establish a definition of "women-owned business" and to provide a process to expeditiously resolve challenges to a self-certification of a women-owned business.

Timetable:

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 12/00/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

Agency Contact: Juanita Weaver, Deputy Director for Women's Business Ownership, Small Business Administration, 409 Third Street SW., Room 6250, Washington, DC 20416
Phone: 202 205-6673

RIN: 3245-AC98

4178. SMALL BUSINESS SIZE STANDARDS; ESTABLISHMENT OF SIZE STANDARDS

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 632(a); 15 USC 634(b)(6); 15 USC 644(c); PL 102-366

CFR Citation: 13 CFR 121

Legal Deadline: NPRM, Statutory, March 4, 1993. Final, Statutory, March 4, 1993.

Abstract: Rule to establish procedures for the development of small business size standards by other Federal agencies and for SBA's review of those standards.

Timetable:

| Action | Date | FR Cite |
|--------------|----------|-------------|
| Notice | 10/13/93 | 58 FR 52929 |
| Notice | 10/13/93 | 58 FR 52929 |
| NPRM | 10/01/95 | |
| Final Action | 12/00/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Gary M. Jackson, Assistant Administrator for Size Standards, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6618

RIN: 3245-AD07

4179. SURETY BOND GUARANTEE; MULTIYEAR GUARANTY AUTHORITY

Priority: Substantive, Nonsignificant

Legal Authority: See Additional Information.

CFR Citation: 13 CFR 115

Legal Deadline: None

Abstract: Legislation has been enacted to allow small business access to Office of Surety Guarantee funds on a revolving basis instead of availability per annual budget. Regulatory changes will result.

Timetable:

| Action | Date | FR Cite |
|-------------------------|----------|---------|
| NPRM | 10/00/95 | |
| NPRM Comment Period End | 12/00/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Additional Information: This rule will be published upon enactment of legislation which has been proposed to Congress.

Agency Contact: Dorothy D. Kleeschulte, Assistant Administrator, Office of Surety Guarantees, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6540

RIN: 3245-AD15

4180. BUSINESS LOAN POLICY; CARE AND PRESERVATION OF COLLATERAL (CPCS)

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 631; 41 USC 403(11)

CFR Citation: 13 CFR 120.200

Legal Deadline: None

Abstract: Section 5(b)(4) of the Small Business Act sets a limit of \$1,000 on the amount of CPC which can be obtained without competitive bid. This section was based on procurement legislation which was in effect at the time the Act was drafted (40 years ago). Since then, the amount contained in procurement regulations has steadily increased. It is currently \$25,000. Unfortunately, the Small Business Act was never amended and remains at \$1,000. This unrealistic limit greatly impedes the field offices' ability to perform their required tasks efficiently. To correct this oversight and to prevent a recurrence, the end of the second sentence of the Small Business Act will be amended to read ". . . or the amount thereof does not exceed the small purchase threshold as defined in section 4(11) of the Office of Federal

SBA

Proposed Rule Stage

Procurement Policy Act (41 USC 403(11))." The Agency will use SOP 50 50 1 to set limits on amounts within the small purchase threshold.

Timetable:

| Action | Date | FR Cite |
|--------------|----------|---------|
| NPRM | 10/00/95 | |
| Final Action | 12/00/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Arnold Rosenthal, Acting Assistant Administrator, Office of Portfolio Management, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416

Phone: 202 205-6481

RIN: 3245-AD21

4181. SMALL BUSINESS INVESTMENT COMPANY LEVERAGE

Priority: Economically Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 681 et seq; 15 USC 687(c); 15 USC 683; 15 USC 687d; 15 USC 687g; 15 USC 687b; 15 USC 687m

CFR Citation: 13 CFR 107

Legal Deadline: None

Abstract: This proposed regulation would exempt non-leveraged Licensees from certain regulations primarily intended to safeguard SBA's interests as a creditor of, guarantor of, and/or investor in, Leveraged Licensees.

Timetable:

| Action | Date | FR Cite |
|--------------|----------|---------|
| NPRM | 10/00/95 | |
| Final Action | 12/00/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Robert D. Stillman, Associate Administrator for Investment, Small Business Administration, 409 Third Street SW., 6th Floor, Washington, DC 20416

Phone: 202 205-6510

RIN: 3245-AD29

4182. BUSINESS LOANS-ALTER EGO; DEVELOPMENT COMPANIES—ALTER EGO

Priority: Economically Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 687(c); 15 USC 695; 15 USC 696; 15 USC 697a; 15 USC 697b; 15 USC 697c; 15 USC 634(b)(6); 15 USC 636(a); 15 USC 636(h)

CFR Citation: 13 CFR 108; 13 CFR 120

Legal Deadline: None

Abstract: This rule would allow certain passive businesses to be eligible for SBA financial assistance under both the SBA's development company and 7(a) business loan programs if the real estate (or personal property) it holds would be used by an eligible small business concern in which any owner of at least 20 percent of the passive business owns at least 20 percent of the small business concern. The rule would also eliminate many requirements and restrictions which limit the use of real estate holding entities in SBA's business loan and development company programs.

Timetable:

| Action | Date | FR Cite |
|--------------|----------|---------|
| NPRM | 10/00/95 | |
| Final Action | 12/00/95 | |

Small Entities Affected: Businesses, Organizations

Government Levels Affected: Federal

Agency Contact: John Cox, Assistant Administrator for Financial Assistance, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6490

RIN: 3245-AD31

4183. EXPORT WORKING CAPITAL PROGRAM

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

Legal Authority: 15 USC 636(a); 15 USC 634(b)(6)

CFR Citation: 13 CFR 122

Legal Deadline: None

Abstract: The entire Export Revolving Line of Credit program regulations will be revised and reorganized to include policy and procedural modifications resulting from a pilot program ending September 30, 1995. The revision is intended to result in more efficient and effective program operation. Planned regulatory changes include regulations pertaining to fees, interest rates, use of proceeds and percentage of loan guarantee.

Timetable:

| Action | Date | FR Cite |
|-------------------------|----------|---------|
| NPRM | 10/01/95 | |
| NPRM Comment Period End | 11/01/95 | |
| Final Action | 12/00/95 | |

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Agency Contact: Jeanne Sclater, Assistant Administrator, Office of International Trade, Small Business Administration, 409 Third Street SW., Suite 8500, Washington, DC 20416
Phone: 202 205-6720

RIN: 3245-AD43

4184. BUSINESS LOANS: MICROLOANS

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 634(b)(6)

CFR Citation: 13 CFR 122

Legal Deadline: None

Abstract: Rules regarding provision of assistance to micro lenders.

Timetable:

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 10/00/95 | |
| Final Action Effective | 12/00/95 | |

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: John R. Cox, Associate Administrator for Financial Assistance, Small Business Administration, 409 Third Street SW., Suite 8300, Washington, DC 20416
Phone: 202 205-6490

RIN: 3245-AD48

SBA

Proposed Rule Stage

4185. • LOANS TO STATE AND LOCAL DEVELOPMENT COMPANIES; SECTION 504 LOANS PROGRAM AMENDMENTS**Priority:** Other**Legal Authority:** 15 USC 687(c); 15 USC 695; 15 USC 696; 15 USC 697**CFR Citation:** 13 CFR 108**Legal Deadline:** None**Abstract:** This rule is technical in nature and is intended to conform the 504 program regulations to reflect practices developed to expedite delivery of the program.**Timetable:**

| Action | Date | FR Cite |
|-------------------------|----------|-------------|
| NPRM | 09/08/95 | 60 FR 46789 |
| NPRM Comment Period End | 10/10/95 | |
| Final Action Effective | 12/00/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** LeAnn Oliver, Acting Director, Office of Rural Affairs and Economic Development, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6485**RIN:** 3245-AD60**4186. • SMALL BUSINESS SIZE STANDARDS; CONFERENCE PLANNERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 15 USC 632(a); 15 USC 634(b)(6); 15 USC 637(a); 15 USC 644(c)**CFR Citation:** 13 CFR 121**Legal Deadline:** None**Abstract:** Proposal to exclude certain forms of pass-through revenues from the computation of gross annual revenues for businesses engaged in providing conference planning services.**Timetable:**

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 12/00/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Gary M. Jackson, Assistant Administrator for Size Standards, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6618**RIN:** 3245-AD63**4187. • ELIMINATION OF PARTS 106, 109, 110, 111, 128, 129, 144 OF CHAPTER 1 OF TITLE 13, AND PART 2209 OF TITLE 48 OF CFR****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.**Legal Authority:** 15 USC 634(b)(6)**CFR Citation:** 13 CFR 106; 13 CFR 109; 13 CFR 110; 13 CFR 111; 13 CFR 128; 13 CFR 129; 13 CFR 144; 48 CFR 2209**Legal Deadline:** None**Abstract:** Elimination of parts regarding lease guarantees, prepayment rules for SBICs and CDCs, investigations, small business investment companies, pollution control, grants for small business research, management assistance, discounted prepayment of disaster home loans, and contractor's qualifications as obsolete, unnecessary and duplicative.**Timetable:**

| Action | Date | FR Cite |
|-------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment Period End | 12/01/95 | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Agency Contact:** David R. Kohler, Associate General Counsel for General Law, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416
Phone: 202 205-6645**RIN:** 3245-AD65**4188. • FREEDOM OF INFORMATION AND PRIVACY ACT OF 1974****Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 5 USC 552; 44 USC et seq; 5 USC 552(a); 18 USC 5203(a)(1); 31 USC 1 et seq; 31 USC 67 et seq; EO 12600; 15 USC 634(b)(6)**CFR Citation:** 13 CFR 102**Legal Deadline:** None**Abstract:** In response to President Clinton's Governmentwide Regulatory

Reform initiative, the Small Business Administration has completed a page-by-page, line-by-line review of all of its existing regulations to determine which might be revised or eliminated. This proposed rule would eliminate over 25 percent of Part 102, principally by deleting duplicative language and rewriting the remainder in plain language. The rule includes other changes to improve the procedural efficiency of Part 102.

Timetable:

| Action | Date | FR Cite |
|-------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment Period End | 12/01/95 | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Agency Contact:** Cheri C. Wolff, Chief Counsel for General Litigation, Office of General Counsel, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416
Phone: 202 205-6643**RIN:** 3245-AD66**4189. • POLICIES OF GENERAL APPLICATION/STANDARDS FOR CONDUCTING BUSINESS WITH SBA****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 15 USC 637; 15 USC 642**CFR Citation:** 13 CFR 103**Legal Deadline:** None**Abstract:** In response to President Clinton's Regulatory Reform initiative, the SBA has completed a page-by-page, line-by-line review of its regulations in order to determine which might be revised or eliminated. This proposed rule would reorganize and streamline the entire part 103, which governs standards one must meet to to conduct business with SBA. It makes the standards more understandable to those who are regulated and easier for SBA to enforce.**Timetable:**

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 11/01/95 | |

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| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM Comment | 12/01/95 | |
| Period End | | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Gary Fox, Chief Counsel for Special Litigation, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416
Phone: 202 205-6643

RIN: 3245-AD67

4190. • NONDISCRIMINATION BY RECIPIENTS OF SBA ASSISTANCE AND SBA

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 634(b)(6); 42 USC 2000d-1; 20 USC 1681 to 1686; 29 USC 794; 42 USC 6101 et seq

CFR Citation: 13 CFR 112; 13 CFR 113; 13 CFR 117; 13 CFR 136

Legal Deadline: None

Abstract: In response to President Clinton's Governmentwide Regulatory Reform initiative, the SBA has completed a page-by-page, line-by-line review of all its existing regulations to determine which might be revised or eliminated. This proposed rule would consolidate into one part, four existing parts of SBA's regulations pertaining to compliance by SBA and recipients of SBA assistance with the various applicable civil rights laws of the United States. This consolidation of parts 112, 113, 117 and 136 avoids unnecessary duplication in the regulations and leaves one regulation involving civil rights compliance.

Timetable:

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment | 12/01/95 | |
| Period End | | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Cheri Wolff, Chief Counsel for General Litigation, Small

Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416

Phone: 202 205-6643

RIN: 3245-AD68

4191. • SMALL BUSINESS SIZE STANDARDS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 632; 15 USC 634(b)(6)

CFR Citation: 13 CFR 121

Legal Deadline: None

Abstract: This proposed rule would amend SBA's regulations governing its size standards program. It is designed to streamline the size standards operation by streamlining and clarifying existing regulatory language and by eliminating unnecessary, irrelevant or obsolete provisions.

Timetable:

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment | 12/01/95 | |
| Period End | | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: John W. Klein, Chief Counsel for Procurement, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416

Phone: 202 205-6645

RIN: 3245-AD69

4192. • MINORITY ENTERPRISE DEVELOPMENT/SMALL DISADVANTAGED BUSINESS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 634(b)(6); 15 USC 637(a); 15 USC 637(d)

CFR Citation: 13 CFR 124

Legal Deadline: None

Abstract: This proposed rule would amend both eligibility requirements for and contractual assistance provisions within the SBA's minority enterprise development program. It is designed to streamline the operation of the MED program, to ease certain restrictions perceived to be burdensome on program participants, to clarify certain eligibility requirements, and to delete obsolete regulations.

Timetable:

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment | 12/01/95 | |
| Period End | | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: John W. Klein, Chief Counsel for Procurement, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416

Phone: 202 205-6645

RIN: 3245-AD70

4193. • DISASTER - PHYSICAL DISASTER AND ECONOMIC INJURY LOANS

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 634(b)(6); 15 USC 636(b); 15 USC 636(c); 15 USC 636(f)

CFR Citation: 13 CFR 123

Legal Deadline: None

Abstract: This proposed rule would reorganize the entire part 123 covering the disaster loan program to make it more clear and easier to use.

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Timetable:

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment | 12/01/95 | |
| Period End | | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Mark Stephens, Associate General Counsel for SBIC Litigation, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416
Phone: 202 205-6489

RIN: 3245-AD71

4194. • POLICIES OF GENERAL APPLICATION/ADMINISTRATIVE TORT CLAIMS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 634(b)(1); 15 USC 634(b)(6); 28 USC 2672

CFR Citation: 13 CFR 114

Legal Deadline: None

Abstract: This proposed rule would reorganize the entire part 114 covering administrative claims under the Tort Claims Act to make it more clear and easier to use. It would also amend the part to streamline the review and adjustment of claims and provide for the use of alternative dispute resolution in appropriate cases.

Timetable:

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment | 12/01/95 | |
| Period End | | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Jeff Lane, Office of General Counsel, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416
Phone: 202 205-6879

RIN: 3245-AD72

4195. • DEBT COLLECTION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 634(b)(6); 31 USC 3720A

CFR Citation: 13 CFR 140

Legal Deadline: None

Abstract: This proposed rule would revise several sections of part 140 to consolidate certain sections and to reword certain sections so as to make them simpler and more understandable to the public.

Timetable:

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment | 12/01/95 | |
| Period End | | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Gary Fox, Chief Counsel for Special Litigation, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416
Phone: 202 205-6643

RIN: 3245-AD73

4196. • SURETY BOND GUARANTEE

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 687b; 15 USC 687c; 15 USC 694a; 15 USC 694b; 5 USC app 1; PL 100-590; PL 101-574

CFR Citation: 13 CFR 115

Legal Deadline: None

Abstract: This proposed rule revises part 115 governing the surety bond program to eliminate redundant provisions, consolidate and reorganize sections where appropriate, clarify ambiguous language and propose substantive changes.

Timetable:

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment | 12/01/95 | |
| Period End | | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Barbara Brannan, Office of Surety Guarantees, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6540

RIN: 3245-AD74

4197. • BUSINESS LOANS

Regulatory Plan: This entry is Seq. No. 147 in Part II of this issue of the Federal Register.

RIN: 3245-AD75

4198. • SMALL BUSINESS INVESTMENT COMPANIES

Priority: Economically Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 661

CFR Citation: 13 CFR 107

Legal Deadline: None

Abstract: This regulation involves a complete revision of the regulations governing the small business investment company program. Substantial revisions and streamlining will occur.

Timetable:

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment | 12/01/95 | |
| Period End | | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Don Christenson, Associate Administrator for Investment, Small Business Administration, 409 Third Street SW., 6th Floor, Washington, DC 20416
Phone: 202 205-6510

RIN: 3245-AD76

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4199. • STANDARDS OF CONDUCT AND OTHER EMPLOYEE RESPONSIBILITIES**Priority:** Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 5 USC 7301; 15 USC 634; 15 USC 637(a)(18); 15 USC 637(a)(19); 15 USC 645(a)**CFR Citation:** 13 CFR 105**Legal Deadline:** None**Abstract:** This proposed rule eliminates provisions that are superseded by the Office of Government Ethics uniform standards of conduct for Executive branch employees and reorganizes the remaining provisions.**Timetable:**

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment | 12/01/95 | |
| Period End | | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Agency Contact:** Robinson S. Nunn, Chief Counsel for Ethics, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416

Phone: 202 205-6787

RIN: 3245-AD77**4200. • GOVERNMENT CONTRACTING ASSISTANCE****Priority:** Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** PL 101-515; PL 100-202; 15 USC 634(b)(6); 15 USC 634(b)(8); 15 USC 634(b)(15); 31 USC 9701; 31 USC 9702**CFR Citation:** 13 CFR 125**Legal Deadline:** None**Abstract:** This proposed rule reorganizes and simplifies present part 125. It eliminates seven sections that were unnecessary, duplicative, or obsolete. The remaining five sections were rewritten for clarity and ease of use.**Timetable:**

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment | 12/01/95 | |
| Period End | | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** John W. Klein, Chief Counsel for Special Programs, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416

Phone: 202 205-6645

RIN: 3245-AD78**4201. • RULES OF PROCEDURE GOVERNING CASES BEFORE THE OFFICE OF HEARINGS AND APPEALS****Priority:** Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 15 USC 632(a); 15 USC 634(b)(6); 15 USC 637(a); 5 USC 504**CFR Citation:** 13 CFR 134**Legal Deadline:** None**Abstract:** This proposed rule would revise, reorganize, simplify and unify into new part 134 all of present part 134, all of part 132, and those provisions in part 124 that pertain to proceedings before the office arising out of certain aspects of the Agency's 8(a) program, size determinations, and SIC code designations.**Timetable:**

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment | 12/01/95 | |
| Period End | | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Agency Contact:** Gary Fox, Chief Counsel for Special Litigation, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416

Phone: 202 205-6852

RIN: 3245-AD79**4202. • PROGRAM FRAUD CIVIL REMEDIES ACT REGULATIONS****Priority:** Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 31 USC 3801; 31 USC 3812**CFR Citation:** 13 CFR 142**Legal Deadline:** None**Abstract:** This proposed rule reorganizes and clarifies present part 142 to make more clear and easier to use.**Timetable:**

| Action | Date | FR Cite |
|------------------------|----------|---------|
| NPRM | 11/01/95 | |
| NPRM Comment | 12/01/95 | |
| Period End | | |
| Final Action Effective | 12/31/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Agency Contact:** Cheri Wolff, Chief Counsel for General Litigation, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416

Phone: 202 205-6855

RIN: 3245-AD80

SMALL BUSINESS ADMINISTRATION (SBA)

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4203. CERTIFICATE OF COMPETENCY**Priority:** Other Significant**Legal Authority:** 15 USC 634(b)(6); PL 99-591; PL 99-661**CFR Citation:** 13 CFR 125.5**Legal Deadline:** None**Abstract:** Overall revision to Certificate of Competency regulations. Additionally, this rule will include guidelines for application of subcontracting limitations imposed by PL 99-591 and PL 99-661.**Timetable:**

| Action | Date | FR Cite |
|-------------------------|----------|-------------|
| NPRM | 08/21/92 | 57 FR 37909 |
| NPRM Comment Period End | 10/20/92 | |
| Final Action Effective | 11/00/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Additional Information:** RIN 3245-AB62 has been merged with this rulemaking action.**Agency Contact:** Thomas A. Dumaresq, Associate Administrator for Government Contracting, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416

Phone: 202 205-6460

RIN: 3245-AA74

4204. BUSINESS LOANS**Priority:** Substantive, Nonsignificant**Legal Authority:** 15 USC 634(b)(6); 15 USC 636(a); 15 USC 636(h); 31 USC 3717(e)**CFR Citation:** 13 CFR 120**Legal Deadline:** None**Abstract:** This rule would allow SBA to recover its collection costs from borrowers who have failed to satisfy their loan agreements and to assess additional penalties permitted by law.**Timetable:**

| Action | Date | FR Cite |
|-------------------------|----------|-------------|
| NPRM | 08/28/89 | 54 FR 35499 |
| NPRM Comment Period End | 09/27/89 | 54 FR 35499 |
| NPRM | 05/19/93 | 58 FR 29152 |
| NPRM | 05/19/93 | 58 FR 29152 |

| Action | Date | FR Cite |
|------------------------|----------|---------|
| Interim Final Rule | 11/00/95 | |
| Final Action | 11/00/95 | |
| Final Action Effective | 12/00/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Additional Information:** A second notice of proposed rulemaking was published May 19, 1993 (58 FR 29152). However, the second NPRM only addressed Business Loans (13 CFR 120).**Agency Contact:** John Cox, Assistant Administrator for Financial Assistance, Small Business Administration, 409 Third Street SW., Washington, DC 20416

Phone: 202 205-6490

RIN: 3245-AB99

4205. SMALL BUSINESS SIZE STANDARDS; ADVERTISING SERVICES INDUSTRIES**Priority:** Substantive, Nonsignificant**Legal Authority:** 15 USC 632(a); 15 USC 634(b)(6); 15 USC 637(a); 15 USC 644(c)**CFR Citation:** 13 CFR 121**Legal Deadline:** None**Abstract:** This rule proposes to increase the size standard for four advertising services industries from \$3.5 million in annual receipts (defined to include all revenue in whatever form received or accrued from whatever source) to \$6 million in annual receipts (excluding amounts remitted to other firms).**Timetable:**

| Action | Date | FR Cite |
|-------------------------|----------|-------------|
| NPRM | 08/25/92 | 57 FR 38452 |
| NPRM Comment Period End | 09/24/92 | |
| Final Action | 01/00/96 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Gary M. Jackson, Assistant Administrator for Size Standards, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416

Phone: 202 205-6618

RIN: 3245-AC78

4206. SMALL BUSINESS SIZE REGULATION**Priority:** Other Significant**Legal Authority:** 15 USC 632(a); 15 USC 634(b)(6); 15 USC 637(a); 15 USC 644(c); PL 101-574**CFR Citation:** 13 CFR 121**Legal Deadline:** None**Abstract:** Rule to establish procedures for requesting/granting waivers of the nonmanufacturer rule on specific solicitations, based on contracting officer determinations.**Timetable:**

| Action | Date | FR Cite |
|-------------------------|----------|-------------|
| NPRM | 09/21/93 | 58 FR 48981 |
| NPRM Comment Period End | 10/21/93 | 58 FR 48981 |
| Final Action | 12/00/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.**Agency Contact:** Thomas Dumaresq, Associate Administrator for Government Contracting, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416

Phone: 202 205-6460

RIN: 3245-AC87

4207. AMENDMENTS TO THE AMOUNT OF FLOOD INSURANCE COVERAGE REQUIRED OF RECIPIENTS OF CERTAIN SBA ASSISTANCE**Priority:** Other Significant**Legal Authority:** 15 USC 634(b)(6); 15 USC 636(b); 15 USC 636(c); 15 USC 636(f); PL 102-395; PL 103-75**CFR Citation:** 13 CFR 116**Legal Deadline:** None**Abstract:** Under the proposed rule, flood insurance would be required in an amount equal to the lesser of (1) the sum of all liens on the property (including any SBA lien) plus, if the SBA assistance is unsecured, the outstanding balance of the SBA

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assistance or (2) the insurable value of the property, but in no event would the required insurance exceed the maximum flood insurance available under the National Flood Insurance Act of 1968.

Timetable:

| Action | Date | FR Cite |
|--------------|----------|---------|
| Final Action | 12/00/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Bernard Kulik, Assistant Administrator for Disaster Assistance, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6734

RIN: 3245-AD28

4208. SMALL BUSINESS SIZE STANDARDS (OSTENSIBLE SUBCONTRACTOR RULE)

Priority: Other Significant

Legal Authority: 15 USC 634(b)(6)

CFR Citation: 13 CFR 121

Legal Deadline: None

Abstract: Ostensible subcontractor and affiliation rule.

Timetable:

| Action | Date | FR Cite |
|----------------------------|----------|------------|
| NPRM | 01/23/95 | 60 FR 4389 |
| NPRM Comment Period End | 03/24/95 | 60 FR 4389 |
| Final Action | 11/00/95 | |
| Final Action Effective | 12/00/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Gary M. Jackson, Assistant Administrator for Size Standards, Small Business Administration, 409 Third Street SW., Suite 8100, Washington, DC 20416
Phone: 202 205-6840

RIN: 3245-AD45

4209. PREPAYMENT OF CERTAIN DEBENTURES

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 634(b)(6)

CFR Citation: 13 CFR 109

Legal Deadline: Final, Statutory, November 23, 1995.

Abstract: Rules regarding prepayment of certain debentures.

Timetable:

| Action | Date | FR Cite |
|--------------------|----------|-------------|
| Interim Final Rule | 11/23/94 | 59 FR 60305 |
| Final Action | 12/00/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: LeAnn Oliver, Acting Director, Office of Rural Affairs and Economic Development, Small Business Administration, 409 Third Street SW., Suite 8300, Washington, DC 20416
Phone: 202 205-6485

RIN: 3245-AD51

4210. LOANS TO STATE AND LOCAL DEVELOPMENT COMPANIES; COMPUTER-GENERATED FACSIMILES OF SBA FORMS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 634(b)(6)

CFR Citation: 13 CFR 108

Legal Deadline: None

Abstract: Permits development companies to use computer generated facsimiles of SBA forms.

Timetable:

| Action | Date | FR Cite |
|------------------------|----------|-------------|
| NPRM | 03/24/95 | 60 FR 15525 |
| Final Action Effective | 12/00/95 | |

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: LeAnn Oliver, Acting Director, Office of Rural Affairs and Economic Development, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6485

RIN: 3245-AD52

4211. • SMALL BUSINESS SIZE REGULATIONS; NONMANUFACTURER RULE

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 632(a); 15 USC 634(b)(6); 15 USC 637(a); 15 USC 644(c); PL 102-486

CFR Citation: 13 CFR 121

Legal Deadline: None

Abstract: This proposed rule would require a dealer (nonmanufacturer) to provide the product of a domestic small business manufacturer on a small business set-aside and 8(a) contract (the nonmanufacturer rule) awarded under the Government's new simplified acquisition procedures, unless a waiver to that requirement is granted by SBA. The nonmanufacturer rule is applicable to all 8(a) procurements and small business set-asides.

Timetable:

| Action | Date | FR Cite |
|----------------------------|----------|-------------|
| NPRM | 05/26/95 | 60 FR 27924 |
| NPRM Comment Period End | 07/26/95 | 60 FR 27924 |
| Final Action Effective | 11/00/95 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. The agency has not yet determined whether there is a paperwork burden associated with this action.

Agency Contact: Gary M. Jackson, Assistant Administrator for Size Standards, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6618

RIN: 3245-AD57

4212. • PHYSICAL DISASTER AND ECONOMIC INJURY LOAN (AGRICULTURE)

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 634(b)(6); 15 USC 636(b); 15 USC 636(c); 15 USC 636(f)

CFR Citation: 13 CFR 123

Legal Deadline: None

Abstract: This proposed rule would make clear that businesses primarily engaged in agriculture are not eligible for such assistance and that such assistance may not be used to further

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the alleviation of physical or economic injury to property associated with agricultural enterprise caused by a disaster.

Timetable:

| Action | Date | FR Cite |
|--------|----------|-------------|
| NPRM | 06/13/95 | 60 FR 31121 |

| Action | Date | FR Cite |
|-------------------------|----------|---------|
| NPRM Comment Period End | 07/13/95 | |
| Final Action Effective | 12/00/95 | |

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Bernard Kulik, Associate Administrator for Disaster Assistance, Small Business Administration, 409 Third Street SW., 6th Floor, Washington, DC 20416
Phone: 202 205-6734

RIN: 3245-AD59

SMALL BUSINESS ADMINISTRATION (SBA)**Long-Term Actions**

4213. LOANS TO STATE AND LOCAL DEVELOPMENT COMPANIES; SECTION 502 LOAN PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 634(b)(6)

CFR Citation: 13 CFR 108

Legal Deadline: None

Abstract: The regulations governing the section 502 loan program will be revised to include the same project eligibility provisions which currently appear in the 503/504 regulations. Additionally, the revised regulations will reflect that the focus of the 502 loan program is to facilitate and encourage lending in rural areas, which is one of SBA's current priorities.

Timetable:

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 00/00/00 | |

Small Entities Affected: Businesses, Organizations

Government Levels Affected: Federal

Additional Information: The language in the abstract has been revised to more accurately represent the proposed changes.

Agency Contact: LeAnn Oliver, Acting, Director, Office of Rural Affairs and Economic Development, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6485

RIN: 3245-AB35

CFR Citation: 13 CFR 101; 13 CFR 107; 13 CFR 115; 13 CFR 121; 13 CFR 124; 13 CFR 125; 13 CFR 129

Legal Deadline: None

Abstract: Establishment or modification of user fees for the following: use of SBA's Office of Advocacy database; guaranty of debentures issued by Small Business Investment Companies; guaranty of surety bonds, appeals of size determinations and standard industrial classification code designations; application to the Minority Small Business (Section 8(a)) Program; SBA's Office of Women's Business Ownership, and SBA's Office of Veterans Affairs; and application for a Certificate of Competency.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: Federal

Additional Information: The promulgation of regulations pertaining to user fees will be determined in fiscal year 1994.

Agency Contact: Martin D. Teckler, Deputy General Counsel, Small Business Administration, 409 Third Street SW., Washington, DC 20416
Phone: 202 205-6642

RIN: 3245-AB44

4215. SMALL BUSINESS SIZE STANDARDS FOR NATURAL GAS DISTRIBUTION

Priority: Routine and Frequent

Legal Authority: 15 USC 632(a); 15 USC 634(b)(6); PL 99-591; PL 99-661

CFR Citation: 13 CFR 121

Legal Deadline: None

Abstract: SBA is imposing a size standard of 500 employees for the recently deregulated natural gas distribution industry firms which now

compete for Federal natural gas contracts.

Timetable:

| Action | Date | FR Cite |
|--------------------------|----------|-------------|
| Interim Final Rule | 11/25/88 | 53 FR 47663 |
| Next Action Undetermined | | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Gary M. Jackson, Assistant Administrator for Size Standards, Small Business Administration, 409 Third Street SW., Washington, DC 20416
Phone: 202 205-6618

RIN: 3245-AB94

4216. REGULATIONS FOR THE IMPLEMENTATION OF NEW 301(D) SBIC FUNDING AUTHORITY AND TERMS CONTAINED IN PUBLIC LAW 101-162

Priority: Other Significant

Legal Authority: 15 USC 681 et seq, as amended; PL 100-590; PL 101-162

CFR Citation: 13 CFR 107

Legal Deadline: None

Abstract: This rule changes the present regulations governing the Small Business Investment Company (SBIC) program in order to implement amendments made to the Small Business Investment Act (15 USC 661 et seq) by Public Laws 100-590 and 101-162 with regard to funds invested in private capital, provisions followed by SBA to buy down leverage in 301(d) SBICs and to set the interest rate on preferred securities purchased by SBA after November 20, 1988.

Timetable:

| Action | Date | FR Cite |
|--------------------|----------|-------------|
| Interim Final Rule | 07/10/90 | 55 FR 28166 |
| Final Action | 00/00/00 | |

Small Entities Affected: Businesses

SBA**Long-Term Actions****Government Levels Affected:** Federal

Agency Contact: Ronald C. Cibolski, Director, Office of Investment, Small Business Administration, 409 Third Street SW., Washington, DC 20416
Phone: 202 205-6510

RIN: 3245-AC09

4217. BUSINESS LOANS POLICY; SBA GUARANTY

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 631

CFR Citation: 13 CFR 120.200

Legal Deadline: None

Abstract: In a previous ruling, the Office of General Counsel stated that the Small Business Act limited the Agency's guaranty to loans only. For this reason, when a participating lender servicing a liquidation account finds a term buyer for assets acquired through foreclosure, the Agency is forced to expend funds to purchase the guaranty and establish the account as an immediate participation even if such action is not in the government's best interest. The first sentence of section 5(b)(7) of the Small Business Act will be amended to read "...dealing with or realizing on loans made under the provisions of this Act and receivables relating thereto or emanating therefrom...." The Agency will use SOP 50 51 1 to establish operating parameters for the loan servicing offices.

Timetable:

| Action | Date | FR Cite |
|------------------------|----------|---------|
| Interim Final Rule | 12/00/96 | |
| Final Action | 12/00/97 | |
| Final Action Effective | 12/00/98 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Arnold Rosenthal, Acting Assistant Administrator, Office of Portfolio Management, Small Business Administration, 409 Third Street SW., Suite 8000, Washington, DC 20416

Phone: 202 205-6481

RIN: 3245-AD22

4218. • LOANS TO STATE AND LOCAL DEVELOPMENT COMPANIES; PREMIER CERTIFIED LENDERS PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 687(c); 15 USC 695; 15 USC 696; 15 USC 697(a); 15 USC 697(b); 15 USC 697(c)

CFR Citation: 13 CFR 108

Legal Deadline: Final, Statutory, April 22, 1995.

Abstract: This rule implements section 217 of Pub. L. 103-403, which added a new section 508 to the Small Business Act authorizing SBA to establish a premier certified lenders program for certified development companies.

Timetable:

| Action | Date | FR Cite |
|--------------------|----------|-------------|
| Interim Final Rule | 04/26/95 | 60 FR 20392 |
| Final Action | 00/00/00 | |

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: LeAnn Oliver, Director, Office of Rural Affairs and Economic Development, Small Business

Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6485

RIN: 3245-AD54

4219. • POLICIES OF GENERAL APPLICATION

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 631; 15 USC 661; EO 11988; EO 11990; 15 USC 636(b)

CFR Citation: 13 CFR 116

Legal Deadline: None

Abstract: The proposed rule would raise from \$500,000 to \$1.5 million the ceiling for SBA loan assistance that SBA officials with properly delegated authority may determine is not subject to the full review and decisionmaking process to determine adverse effects or incompatible development on wetlands or in a floodplain required by EO 11988 and EO 11990.

Timetable:

| Action | Date | FR Cite |
|-------------------------|----------|-------------|
| NPRM | 08/17/95 | 60 FR 42817 |
| NPRM Comment Period End | 09/18/95 | |

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Bernard Kulik, Associate Administrator for Disaster Assistance, Small Business Administration, 409 Third Street SW., 6th Floor, Washington, DC 20416
Phone: 202 205-6734

RIN: 3245-AD61

SMALL BUSINESS ADMINISTRATION (SBA)**Completed Actions****4220. SMALL BUSINESS DEVELOPMENT CENTERS**

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 96-302; PL 98-395; PL 103-81

CFR Citation: 13 CFR 130

Legal Deadline: None

Abstract: Comprehensive regulations governing the Small Business Development Center Program.

Timetable:

| Action | Date | FR Cite |
|-------------------------|----------|-------------|
| NPRM | 11/28/94 | 59 FR 60723 |
| NPRM Comment Period End | 12/28/94 | |
| Final Action | 06/13/95 | 60 FR 31054 |
| Final Action Effective | 06/13/95 | |

Small Entities Affected: Businesses, Organizations

Government Levels Affected: Federal

Agency Contact: Johnnie L. Albertson, Associate Administrator for Small Business Development Centers, Small Business Administration, 409 Third Street SW., Washington, DC 20416
Phone: 202 205-6766

RIN: 3245-AB17

SBA

Completed Actions

4221. SMALL BUSINESS SIZE STANDARDS; COMPUTER SERVICES INDUSTRIES**Priority:** Other Significant**Legal Authority:** 15 USC 632(a); 15 USC 634(b)(6); PL 100-656**CFR Citation:** 13 CFR 121**Legal Deadline:** None**Abstract:** This rule revises the size standard for computer-integrated systems design, computer programming services, and other computer-related services to \$14.5 million in average annual receipts.**Timetable:**

| Action | Date | FR Cite |
|-------------------------|----------|-------------|
| NPRM | 08/13/91 | 56 FR 38364 |
| NPRM Comment Period End | 10/15/91 | |
| Interim Final Rule | 06/23/92 | 57 FR 27906 |
| Final Action | 04/10/94 | 59 FR 16513 |
| Final Action Effective | 04/10/94 | |

Small Entities Affected: Businesses, Organizations**Government Levels Affected:** Federal**Agency Contact:** Gary M. Jackson, Assistant Administrator for Size Standards, Small Business Administration, 409 Third Street SW., Washington, DC 20416
Phone: 202 205-6618**RIN:** 3245-AC11**4222. SMALL BUSINESS SIZE STANDARDS; COMBINATION ELECTRIC AND GAS AND OTHER UTILITY SERVICES****Priority:** Substantive, Nonsignificant**Legal Authority:** 15 USC 632(a); 15 USC 634(b)(6); 15 USC 644(a); PL 100-656**CFR Citation:** 13 CFR 121**Legal Deadline:** None**Abstract:** Proposal to revise the size standard for the three industries in SIC Industry Group 493. The current size standard is \$3.5 million in average annual receipts.**Timetable:**

| Action | Date | FR Cite |
|-----------|----------|---------|
| Withdrawn | 08/17/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Procurement:** This is a procurement-related action for which there is no

statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Gary M. Jackson, Assistant Administrator for Size Standards, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6618**RIN:** 3245-AC57**4223. LOANS TO STATE AND LOCAL DEVELOPMENT COMPANIES; ACCREDITED LENDERS PROGRAM FOR CERTIFIED DEVELOPMENT COMPANIES****Priority:** Other Significant**Legal Authority:** 15 USC 687(c); 15 USC 695; 15 USC 696; 15 USC 697a; 15 USC 697b; 15 USC 697c**CFR Citation:** 13 CFR 108**Legal Deadline:** Final, Statutory, April 22, 1995.**Abstract:** This proposed rule will revise the regulations governing the 503 Development Company Loan Program. The proposed regulations will allow for designation of experienced development companies as Accredited Lenders to undertake loan processing, servicing and collection functions, and responsibilities with respect to SBA development company loans with quick response time assured by SBA in approving applications. This designation is comparable to the Certified Lenders Program for the general business loan program of SBA.**Timetable:**

| Action | Date | FR Cite |
|------------------------|----------|-------------|
| Final Action Effective | 04/22/95 | |
| Final Action | 04/26/95 | 60 FR 20391 |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Agency Contact:** LeAnn Oliver, Acting Director, Office of Rural Affairs and Economic Development, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6485**RIN:** 3245-AD16**4224. SMALL BUSINESS SIZE STANDARDS; EQUIPMENT RENTAL AND LEASING****Priority:** Other Significant**Legal Authority:** 15 USC 632(a); 15 USC 634(b)(6); 15 USC 644(c)**CFR Citation:** 13 CFR 121**Legal Deadline:** None**Abstract:** Proposal to revise the size standards for equipment rental and leasing under SIC codes 7352, 7353, and 7359. The present size standard for these industries is \$3.5 million.**Timetable:**

| Action | Date | FR Cite |
|-----------|----------|---------|
| Withdrawn | 08/17/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Agency Contact:** Gary M. Jackson, Assistant Administrator for Size Standards, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6618**RIN:** 3245-AD26**4225. DISASTER WAIVER OF JUDGMENT LIEN RESTRICTION****Priority:** Other Significant**Legal Authority:** 15 USC 634(b)(6); 15 USC 636(b); 15 USC 636(c); 15 USC 636(f); PL 102-395; PL 103-75; PL 101-647**CFR Citation:** 13 CFR 123**Legal Deadline:** None**Abstract:** The proposed rule applies only to disaster assistance and would enable SBA to waive, for good cause shown, the restriction in the Federal Debt Collection Procedures Act of 1990 prohibition debtors on whose property the U.S. has an outstanding judgment lien from receiving certain assistance from the Federal Government.**Timetable:**

| Action | Date | FR Cite |
|------------------------|----------|-------------|
| Final Action | 05/08/95 | 60 FR 22495 |
| Final Action Effective | 05/08/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal**Agency Contact:** Bernard Kulik, Associate Administrator for Disaster Assistance, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6734**RIN:** 3245-AD36

SBA

Completed Actions

4226. SMALL BUSINESS SIZE STANDARDS; SIMPLIFICATION**Priority:** Economically Significant**Legal Authority:** 15 USC 632(a); 15 USC 634(b)(6); 15 USC 644(c)**CFR Citation:** 13 CFR 121**Legal Deadline:** None

Abstract: This rulemaking constitutes the residual portion of a regulatory initiative that resulted in issuance of a final rule adjusting receipts-based size standards for inflation, published on April 7, 1994 (59 FR 16513). The present proposal is to reduce the current number of size standards in order to simplify the size program and the size status determination process.

Timetable:

| Action | Date | FR Cite |
|-----------|----------|---------|
| Withdrawn | 08/17/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Gary M. Jackson, Assistant Administrator for Size Standards, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6618

RIN: 3245-AD38**4227. AMENDMENT TO GRANTS MANAGEMENT COMMON RULE****Priority:** Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 634(b)(6)**CFR Citation:** 13 CFR 143.36**Legal Deadline:** None

Abstract: This revision to the grants management common rule revises the dollar threshold for the use of simplified procedures governing purchase of goods and services by State and local government grantees.

Timetable:

| Action | Date | FR Cite |
|--------|----------|-------------|
| NPRM | 10/25/94 | 59 FR 53706 |

| Action | Date | FR Cite |
|-------------------------|----------|-------------|
| NPRM Comment Period End | 12/27/94 | |
| Final Action | 04/19/95 | 60 FR 19638 |
| Final Action Effective | 04/19/95 | |

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Federal

Agency Contact: Calvin Jenkins, Acting Associate Administrator for Administration, Small Business Administration, 409 Third Street SW., Suite 5000, Washington, DC 20416
Phone: 202 205-6630

RIN: 3245-AD41**4228. NONPROCUREMENT DEBARMENT AND SUSPENSION COMMON RULE****Priority:** Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 634(b)(6); EO 12549**CFR Citation:** 13 CFR 145**Legal Deadline:** None

Abstract: Common rule to give reciprocal governmentwide effect to both nonprocurement and procurement debarment and suspensions.

Timetable:

| Action | Date | FR Cite |
|-------------------------|----------|-------------|
| NPRM | 12/20/94 | 59 FR 65607 |
| NPRM Comment Period End | 02/21/95 | |
| Final Action | 06/26/95 | 60 FR 33037 |
| Final Action Effective | 08/25/95 | |

Small Entities Affected: Businesses**Government Levels Affected:** None

Agency Contact: John W. Klein, Chief Counsel for Special Programs, Small Business Administration, 409 Third Street SW., 7th Floor, Washington, DC 20416

Phone: 202 205-6645

RIN: 3245-AD46**4229. BUSINESS LOAN POLICY AND BUSINESS LOANS FACSIMILES OF SBA FORMS****Priority:** Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 634(b)(6)**CFR Citation:** 13 CFR 120; 13 CFR 122**Legal Deadline:** None

Abstract: Rule permits the use of facsimiles of SBA forms by participating lenders.

Timetable:

| Action | Date | FR Cite |
|-------------------------|----------|-------------|
| NPRM | 03/03/95 | 60 FR 11941 |
| NPRM Comment Period End | 04/03/95 | 60 FR 11941 |
| Final Action | 08/17/95 | 60 FR 42779 |

Small Entities Affected: Businesses**Government Levels Affected:** None

Agency Contact: John R. Cox, Associate Administrator for Financial Assistance, Small Business Administration, 409 Third Street SW., Suite 8300, Washington, DC 20416
Phone: 202 205-6490

RIN: 3245-AD49**4230. SMALL-BUSINESS INVESTMENT COMPANIES ACCOUNTING AND FINANCIAL REPORTING STANDARDS****Priority:** Economically Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 15 USC 634(b)(6)**CFR Citation:** 13 CFR 107**Legal Deadline:** None

Abstract: Accounting and Financial Standards for Small Business Investment Companies.

Timetable:

| Action | Date | FR Cite |
|--------------------|----------|-------------|
| Interim Final Rule | 02/07/95 | 60 FR 7392 |
| Final Action | 04/06/95 | 60 FR 17438 |

Small Entities Affected: Businesses**Government Levels Affected:** Federal

SBA Completed Actions

Agency Contact: Carol Fendler, Office of Investment, Small Business Administration, 409 Third Street SW., 6th Floor, Washington, DC 20416
Phone: 202 205-7559
RIN: 3245-AD50

4231. SMALL-BUSINESS SIZE STANDARDS; HANDICAPPED WORKSHOP PARTICIPATION IN SMALL BUSINESS SET-ASIDE CONTRACTS
Priority: Substantive, Nonsignificant
Legal Authority: 15 USC 634(b)(6)
CFR Citation: 13 CFR 121
Legal Deadline: None
Abstract: Eligibility for public and private organizations in small business set asides.
Timetable:

| Action | Date | FR Cite |
|------------------------|----------|-------------|
| Final Action | 03/24/95 | 60 FR 15477 |
| Final Action Effective | 03/24/95 | 60 FR 15477 |
| Correction | 04/14/95 | 60 FR 18981 |

Small Entities Affected: Businesses, Organizations
Government Levels Affected: Federal
Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.
Agency Contact: Gary Jackson, Assistant Administrator for Size Standards, Small Business

Administration, 409 Third Street SW., Suite 8000, Washington, DC 20416
Phone: 202 205-6840
RIN: 3245-AD53

4232. • BUSINESS LOANS; MICROLOANS; TWO-STATE RULE
Priority: Substantive, Nonsignificant
Legal Authority: 15 USC 634(b)(6); 15 USC 636(a); 15 USC 636(m)
CFR Citation: 13 CFR 122
Legal Deadline: None
Abstract: Under the microloan program, the SBA lends funds to qualified intermediaries which relend amounts of \$25,000 or less to eligible small business concerns. This final regulation authorizes the Associate Administrator for Financial Assistance to allow a microloan intermediary to operate across State lines.
Timetable:

| Action | Date | FR Cite |
|------------------------|----------|-------------|
| NPRM | 05/05/95 | 60 FR 22311 |
| Final Action | 08/17/95 | 60 FR 42781 |
| Final Action Effective | 08/17/95 | |

Small Entities Affected: Businesses
Government Levels Affected: Federal
Agency Contact: John R. Cox, Associate Administrator for Financial Assistance, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6490
RIN: 3245-AD55

4233. • POLICIES OF GENERAL APPLICATION
Priority: Substantive, Nonsignificant
Legal Authority: 15 USC 634(b)(6); PL 103-403
CFR Citation: 13 CFR 116
Legal Deadline: Final, Statutory, April 22, 1995.
Abstract: This rule implements the requirement in PL 103-403 that SBA promulgate regulations which require certification by any recipient of financial assistance under the Small Business Act that the recipient is not delinquent on a court order or other formal agreement requiring payment of child support.
Timetable:

| Action | Date | FR Cite |
|------------------------|----------|-------------|
| Final Action | 05/26/95 | 60 FR 27870 |
| Final Action Effective | 05/26/95 | |

Small Entities Affected: Businesses
Government Levels Affected: None
Agency Contact: John Cox, Associate Adminstrator for Financial Assistance, Small Business Administration, 409 Third Street SW., 8th Floor, Washington, DC 20416
Phone: 202 205-6490
RIN: 3245-AD58
[FR Doc. 95-25091 Filed 11-24-95; 8:45 am]
BILLING CODE 8025-01-F